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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/089,235	03/28/2002	Shigeru Nagata	1163-0400P	4565

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EXAMINER

DESIR, JEAN WICEL

ART UNIT

PAPER NUMBER

2622

DATE MAILED: 04/19/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/089,235

Applicant(s)

NAGATA ET AL.

Examiner

Jean W. Désir

Art Unit

2622

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 2/2/06, Amendment.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-21 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 9, 10 and 17 is/are allowed.
- 6) ☒ Claim(s) 1-8, 11-16 and 18-21 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-8, 11-16, 18-21 are rejected under 35 U.S.C. 102(e) as being anticipated by Mathias et al (WO 00/38951).

Claim 1:

Mathias discloses:

A video reproducing apparatus (see Figs. 1, 4, 10) comprising:

at least a pair of units (38, 32 of Fig. 1, the Abstract) having separate housings;

and

a chassis (50, 30 of Fig. 1) for holding said units, the chassis including:

a supporting unit (32, 38 of Fig. 1, 132, 134 of Fig. 10, the Abstract, page 7 lines 6-12) that supports said pair of units during displacement; and

a fixing unit (140, 178 of Fig. 10, the Abstract, page 7 lines 6-12) that fixes the displacement;

wherein said pair of units are displaced in respective directions and fixed and housed in a predetermined position (page 15 lines 14-20, page 17 lines 3-15, the Abstract, page 7 lines 6-12).

Claim 2: wherein said pair of units are respectively disposed in an upper (32 of Fig. 1) and lower (38 of Fig. 1) position.

Claim 3: wherein one of said pair of units is held between the other unit in said chassis (page 6 lines 17-23).

Claim 4: wherein said supporting unit simultaneously displaces said pair of units to the predetermined position (see page 10 lines 4-10).

Claim 5: wherein, in a state where the displacement of one of said pair of units is fixed in the predetermined position, the other unit is independently displaced and fixed within a predetermined range (see Fig. 1 items 28, 32, 34).

Claim 6: wherein said equipment is disposed on a plane having a recessed portion, and wherein at least part of one of said pair of units is displaced so as to receive it into said recessed portion (see Fig. 1, 5).

Claims 7, 8 are disclosed, see page 14 lines 9-21.

Claim 11 is disclosed, see Fig. 1 item 32, Fig. 10 item 134.

Claim 12 is disclosed, see page 7 lines 6-12.

Claims 13, 14 are disclosed, see page 10 lines 4-15.

Claim 15 is inherent to Mathias's disclosure.

Claim 16 is disclosed, see page 12 lines 16-20.

Claims 18, 19 are disclosed, see page 9 lines 11-15, page 10 lines 12-23.

Claim 20 is disclosed, see page 15 lines 14-19, page 6 lines 17-20.

Claim 21 is disclosed, see page 7 lines 6-12.

Response to Arguments

3. Applicant's arguments have been fully considered but they are moot in view of the new interpretation of the reference necessitated by the amendment.

Allowable Subject Matter

4. Claims 9, 10, 17 are allowed.

Conclusion

5. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of

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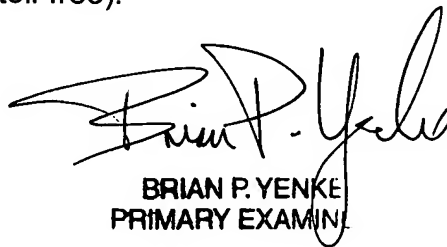
the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jean W. Désir whose telephone number is (571) 272 7344. The examiner can normally be reached on 5/4/9 - First Friday Off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David L. Ometz can be reached on (571) 272 7593. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

7. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JWD
Apr. 16, 06



BRIAN P. YENKE
PRIMARY EXAMINER